IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.152 OF 2005

Smt.Kumkum Prabhat. ...Petitioner.

Vs.

Pheroze Framroze Ltd. & Anr. ...Respondents

....

Mr.R.D.Bhat for the Petitioner.

Mr.J.P.Cama for the Respondents.

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**CORAM : DR.D.Y.CHANDRACHUD, J.**

27th January 2005.

**P.C.:**

During the course of the hearing, Mr.R.D. Bhat, Learned Counsel appearing on behalf of the Petitioner and Mr.J.P.Cama, Learned Senior Counsel appearing on behalf of the Respondents requested the Court to keep back the matter so that Counsel could explore the possibility of settlement. Accordingly, the Court has been informed by both Counsel that the dispute between the parties has been settled in the following terms and an order

may accordingly be passed:

(1) The Petitioner shall be regarded as having tendered her resignation from the service of the Respondents with effect from the date of the order of termination viz., 19th April 1999;

(2) The Respondents agree to pay to the Petitioner an amount representing 36 months of her last drawn wages within a period of four weeks from today;

(3) The Respondents also agree to furnish a certificate in regard to the completion of satisfactory service together with the payment of compensation; and

(4) The Petitioner shall forward her resignation as of the date of termination to the Respondents on or before 31st January 2005.

In the circumstances, the impugned orders of the Labour Court dated 28th November 2001 and of the Industrial Court dated 31st July 2004 are quashed and set aside in view of the settlement between the parties. Petition disposed of.

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